

LaMonica Herbst & Maniscalco, LLP
3305 Jerusalem Avenue, Suite 201
Wantagh, New York 11793
(516) 826-6500
Salvatore LaMonica, Esq.
Jacquelyn S. Loftin, Esq.
Attorneys for Edward John Denker Youngs

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

-----X
In re:

BRIAN DENKER,

Debtor.
-----X

Chapter 11
Case Number 15-41069-CEC

**NOTICE OF APPEARANCES AND
DEMAND FOR SERVICE OF PAPERS**

PLEASE TAKE NOTICE, that the undersigned hereby appears on behalf of Edward John Denker Youngs and demands, pursuant to Rules 2002, 4006, 9007, 9010, 9013, and 9022 of the Federal Rules of Bankruptcy Procedure and section 342 of Title 11 of the United States Code (the "Bankruptcy Code"), and any other rules or sections of the Bankruptcy Code and Local Bankruptcy Rules as may be applicable in this case governing notice, that all notices be given or requested to be given in this case and all papers and pleadings served or required to be served in this case be given to and served upon the following:

Salvatore LaMonica, Esq.
SL@lhmlawfirm.com
Jacquelyn S. Loftin, Esq.
JSL@lhmlawfirm.com
LaMonica Herbst & Maniscalco, LLP
3305 Jerusalem Avenue, Suite 201
Wantagh, New York 11793
(516) 826-6500

Dated: August 6, 2015
Wantagh, New York

Respectfully submitted,

LaMonica Herbst & Maniscalco, LLP
Counsel to Edward John Denker Youngs

By: s/ Jacquelyn S. Loftin
Jacquelyn S. Loftin, Esq.
A Partner of the Firm
3305 Jerusalem Avenue, Suite 201
Wantagh, New York 11793
(516) 826-6500

LAMONICA HERBST & MANISCALCO, LLP

Salvatore LaMonica
Gary F. Herbst °
Joseph S. Maniscalco
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Adam P. Wofse °
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Jacquelyn S. Loftin

MOVING FORWARD. STAYING AHEAD.®

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Rachel M. Hollywood, Esq., Of Counsel

Jordan Pilevsky °
Rachel P. Stoian +
Nicholas C. Rigano

Also admitted in CA +
Also admitted in CO °
Also admitted in CT *
Also admitted in MA ‡
Also admitted in NJ °

August 6, 2015

Via Electronic Filing

Honorable Carla E. Craig, Chief Judge
U.S. Bankruptcy Court, EDNY
Conrad Duberstein Courthouse
271 Cadman Plaza East, Suite 1595
Brooklyn, NY 11201-1800

Re: Brian Denker
Case No. 15-41069-CEC
Chapter 11

To the Honorable Chief Judge Craig:

On August 5, 2015, our firm was retained to represent Edward John Denker Youngs in the above-mentioned chapter 11 proceeding. Mr. Youngs is the estranged spouse of the debtor—Brian Denker (the “Debtor”).

On July 24, 2015, the Debtor submitted an application seeking the entry of an Order, pursuant to Rule 2004 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), directing the examination of, and the production of documents by, Mr. Youngs (the “2004 Application”) [docket no. 30]. The 2004 Application was submitted by Notice of Presentment with the proposed Order to be presented to the Court on August 11, 2015 with objection due by August 4, 2015.

The Debtor never served Mr. Youngs with a copy of the 2004 Application as reflected by his failure to file an affidavit of service on the docket. The service of the 2004 Application was inadequate, and as a result Mr. Youngs was prejudiced by his inability to file a timely objection.

Further, the 2004 Application is devoid of any information pertaining to the status of the pending litigation between Mr. Youngs and the Debtor. Prior to the filing, the Debtor and Mr. Youngs were in the midst of a matrimonial action pending in the New York State Supreme Court (the “Matrimonial Action”). The Matrimonial Action, which was in the discovery phase, was stayed upon the Debtor’s voluntary filing. Yet, upon the filing date, the Debtor filed the instant

Ltr. re 2004 Application
August 6, 2015
Page 2

2004 Application demanding the production of documents by, and the examination of, Mr. Young. It is clear that the Debtor is attempting to circumvent the stayed Matrimonial Action and obtain discovery from Mr. Youngs in connection with such action. This is clearly an impermissible use of Bankruptcy Rule 2004 and the bankruptcy process in general.

Lastly, the proposed Order annexed to the 2004 Application fails to list the documents that the Debtor is seeking to obtain from Mr. Young. As it currently reads now, the proposed Order directs Mr. Youngs to produce documents set forth in "Exhibit A" annexed to the 2004 Application. The only exhibit annexed to the 2004 Application is the proposed Order, which does state the documents being sought from Mr. Young. Therefore, the Debtor has failed to provide Mr. Youngs with notice of the scope of his investigation.

For the reasons set forth above, Mr. Youngs requests an opportunity to submit an objection to the present 2004 Application and requests an immediate hearing on the matter.

Thank you for your attention to this matter.

Respectfully submitted,

s/ Jacquelyn S. Loftin
Jacquelyn S. Loftin

cc: Edward John Denker Youngs (*via electronic mail*)
Louis F. Simonetti, Esq. (*via electronic mail*)
Lawrence Morrison, Esq. (*via electronic mail*)

M:\Documents\Company\Cases\Youngs, Edward\Ltr to Chambers re Bankr. R. 2004 App.doc

TO: Lawrence Morrison, Esq.
87 Walker Street Floor 2
New York, NY 10013
Attorneys for the Debtor

OFFICE OF THE UNITED STATES TRUSTEE
U.S. Federal Office Building
201 Varick Street, Room 1006
New York, NY 10014-9449

Suffolk County Clerk's Office

Mortgages

Tax Map = 0400-026.00-02.00-057.000

Liber	Page	Date	Tax Map No
M00019990	228	12/12/2001	0400-026.00-02.00-057.000
M00020275	229	17/2/2003	9: 0400-026.00-02.00-057.000
M00020321	115	3/3/2003	10 0400-026.00-02.00-057.000
M00020530	150	10/14/2003	0400-026.00-02.00-057.000
M00020546	913	10/28/2003	0400-026.00-02.00-057.000
M00021477	396	2/15/2007	0400-026.00-02.00-057.000
M00021780	307	1/8/2009	10 0400-026.00-02.00-057.000
M00021780	308	1/8/2009	10 0400-026.00-02.00-057.000
M00021780	309	1/8/2009	10 0400-026.00-02.00-057.000
M00022144	735	12/7/2011	0400-026.00-02.00-057.000
M00022144	736	12/7/2011	0400-026.00-02.00-057.000
M00022231	428	7/30/2012	1 0400-026.00-02.00-057.000
M00022241	307	8/24/2012	0400-026.00-02.00-057.000

Mortgagor Name
 YOUNGS, EDWARD J
 ABN AMRO MORTGAGE GROUP INC
 YOUNGS, E J
 FLEET NATIONAL BANK
 YOUNGS, E J / YOUNGS, EDWARD J
 YOUNGS, EDWARD J
 YOUNGS, EDWARD J
 MORTGAGE ELECTRONIC
 REGISTRATION SYSTEMS INC /
 COLDWELL BANKER MORTGAGE
 YOUNGS, EDWARD J
 YOUNGS, EDWARD J
 YOUNGS, EDWARD J
 KAMP, HALEY
 JPMORGAN CHASE BANK N A

Mortgagee Name
 ABN AMRO MORTGAGE GROUP INC
 YOUNGS, EDWARD J
 FLEET NATIONAL BANK
 YOUNGS, E J
 FLEET NATIONAL BANK
 MORTGAGE ELECTRONIC
 REGISTRATION SYSTEMS INC /
 COLDWELL BANKER MORTGAGE
 JP MORGAN CHASE BANK N A
 JPMORGAN CHASE BANK N A
 JP MORGAN CHASE BANK N A
 JPMORGAN CHASE BANK N A
 JPMORGAN CHASE BANK N A
 MORTGAGE ELECTRONIC
 REGISTRATION SYSTEMS INC /
 MORTGAGE MASTER INC
 YOUNGS, EDWARD J

AMOUNT
 270,000.00
 285,000.00
 297,000.00
 304,527.22
 12,385.06
 305,000.00
 3,308.43
 295,000.00
 392,000.00

TAX
 2,675.00
 2,825.00
 2,945.00
 3,167.20
 100.20
 0.00
 24.70
 0.00
 4,086.00



Interest Rate Confirmation Agreement

Edward J Youngs

☒ Please Review
☐ Requires Signature

99 WEST SHORE ROAD
 HUNTINGTON, NY 11743

2/13/2006

Loan Number: 0034967224

Dear: Edward J Youngs

This is a confirmation of the rate lock option you selected on 02/13/2006. Please acknowledge receipt of this confirmation by signing and returning this document with your application package. A copy has been included for your records.

This confirmation of your interest rate is not a commitment to provide financing and is valid only for the Loan information listed below. If any of the Loan Information changes, your rate and the applicable margin, origination fee, discount points and/or commitment fee listed in the Statement of Terms are subject to change regardless of the lock option you have selected.

We will process your loan application and be ready to close on or before the expiration of this agreement, unless an event beyond our control delays the process. You may be required to close four (4) business days prior to the expiration of the agreement to allow for the three (3) day right of rescission.

✓ Loan Information

Property Address: 99 WEST SHORE ROAD
 HUNTINGTON, NY 11743

Total Monthly Debt: \$ 664.00
 Total Monthly Income: \$ 6,583.33
 Self Employed: *x indicates yes*
 Edward J Youngs

Occupancy Type: Owner Occupied
 Market Value: \$ 625,000.00
 Loan Amount: \$ 304,527.22

Loan Type: Conventional
 Loan Term: 360
 Program: 30 yr Fixed (1.30)

✓ Statement of Terms

Interest Rate: 6.351%
 Lock Expiration Date: 04/14/2006
 Closing Date: 02/24/2006

Rate Lock Option: LOCK
 Rate Lock Period: 60

PMI Required: NO

Escrow Account Required: YES

Origination Fee: 0.000%
 Discount Points: 0.000%
 Commitment Fee: 0.000%
 *Total: 0.000%

Adjustable Rate Mortgage Information

**Please refer to the Good Faith Estimate for other costs and fees that may apply.*

Lender Contribution
 To Closing Costs: \$ 0.00
 Up-Front Money Paid: \$ 0.00
 Initial Monthly Payment: \$ 1,895.08

ACTIVITY STATEMENT

MORTGAGE SERVICE CENTER
P.O. BOX 5452
MT LAUREL, NJ 08054-5452



LOAN NUMBER: 0034967224

CURRENT INTEREST RATE: 6.35100

EDWARD J. YOUNGS
99 W SHORE RD
HUNTINGTON NY 11743-2078

If you have any questions,
Please call us at 888-418-0364
Our fax number is: 856-917-8300
Please email us at:
CUSTOMERSERVICE@MORTGAGEQUESTIONS.COM

Property Address: 99 WEST SHORE RD
HUNTINGTON NY 11743

Today and everyday you have the opportunity to view activities that have occurred on your loan within the last 24 months. Visit www.MortgageQuestions.com 24 hours a day, 7 days a week to view tax information, escrow information, payment history and more!

Log on to MortgageQuestions.com today instead of making a call!

Want an easier way to manage your account? Try the Message Center at MortgageQuestions.com. It enables you to receive personalized e-mail alerts regarding mortgage payment confirmations, tax payment notifications, year-end statements and more. Plus, sign up for the Message Center today – and you can take advantage of a very special promotion running now through September 30, 2006. Get all the exciting details at MortgageQuestions.com.

ACTIVITY FOR THE PERIOD 01/01/06 TO 06/30/06

Description of Activity	Date Processed	Loan Amount Reduced By	Interest	ESCROW Increased (d) or Reduced (l) By	Other Fees/Charges	TOTAL
INITIAL PRIN.	03/06	\$304,527.22-	\$0.00	\$0.00	\$0.00	\$0.00
INITIAL ESCROW	03/06	\$0.00	\$0.00	\$4,714.88	\$0.00	\$4,714.88
INT. ON ESCROW	03/06	\$0.00	\$0.00	\$8.46	\$0.00	\$8.46
PAYMENT	04/06	\$283.37	\$1,611.71	\$725.08	\$0.00	\$2,620.16
EXTRA PRINCIPAL	04/06	\$30.00	\$0.00	\$0.00	\$0.00	\$30.00
CITY TAX	05/06	\$0.00	\$0.00	\$3,889.79	\$0.00	\$0.00
PAYMENT	06/06	\$286.03	\$1,610.05	\$725.08	\$0.00	\$2,620.16
PAYMENT	06/06	\$286.54	\$1,608.54	\$725.08	\$0.00	\$2,620.16
INT. ON ESCROW	06/06	\$0.00	\$0.00	\$15.63	\$0.00	\$15.83
BALANCE END OF PERIOD		\$303,642.28		\$2,922.62		

2ND PRINCIPAL BAL \$1.00
YTD TAXES PAID \$3,889.79

YTD PRINCIPAL 5384.94
YTD INTEREST PAID \$6,227.02
YTD LATE CHARGES \$1.00

DIRECT DEBIT: AUTHORIZATION AGREEMENT REQUEST FORM

Residential Loan Application

This form is designed to be completed by the applicant(s) with the Lender's assistance. Applicants should complete this form as "Borrower" or "Co-Borrower". If Borrower information must also be provided (and the appropriate box checked) when ☒ the income or assets of a person other than the "Borrower" (Borrower's spouse) will be used as a basis for loan qualification or ☐ the income or assets of the Borrower's spouse or other person who has community property rights pursuant to applicable law and Borrower resides in a community property state, the security property is located in a community property state, or relying on other property located in a community property state as a basis for repayment of the loan.

Borrower and Co-Borrower each agree that we intend to apply for joint credit (page below):

I. TYPE OF MORTGAGE AND TERMS OF LOAN									
<input type="checkbox"/> VA <input type="checkbox"/> FHA		<input checked="" type="checkbox"/> Conventional <input type="checkbox"/> USDA/Rural Housing Service		<input type="checkbox"/> Other: _____		Agency Case Number		Lender Case No.	
Interest Rate *		No. of Months		AMORTIZATION TYPE:		<input checked="" type="checkbox"/> Fixed Rate <input type="checkbox"/> ARM (type): _____		<input type="checkbox"/> Other (explain): _____	
6.151 %		360							
II. PROPERTY INFORMATION AND PURPOSE OF LOAN									
Address 46 ROAD HUNTINGTON, NY 11743						County SUFFOLK		No. of Units 1	
Year Built 1967									
<input type="checkbox"/> Purchase <input checked="" type="checkbox"/> Refinance		<input type="checkbox"/> Construction <input type="checkbox"/> Construction-Permanent		<input type="checkbox"/> Other (explain): _____		Property will be: <input checked="" type="checkbox"/> Primary Residence <input type="checkbox"/> Secondary Residence <input type="checkbox"/> Investment			
ON OR CONSTRUCTION-PERMANENT LOAN									
Amount Existing Liens		(a) Present Value of Lot		(b) Cost of Improvements		Total (a + b)			
\$ 277,016.00		\$		\$		\$			
REFINANCE									
Amount Existing Liens		Purpose of Refinance		Describe Improvements <input type="checkbox"/> made <input type="checkbox"/> to be made					
\$ 277,016.00				COST: \$					
Borrower Name(s) Edward J Youngs				Manner in which Title will be held TENANTS BY SEVERALTY			Estate will be held in: <input checked="" type="checkbox"/> Fee Simple <input type="checkbox"/> Leasehold		
Syncret Settlement Charges and/or Subordinate Financing (explain): _____									
III. BORROWER INFORMATION									
Borrower's Name					Co-Borrower				
Home Phone (631) 271-8610		DOB (MM/DD/YYYY) 07/13/1966		Yrs. School 0		Social Security Number		Home Phone	
<input checked="" type="checkbox"/> Married (include single, divorced, widowed) <input type="checkbox"/> Single <input type="checkbox"/> Divorced <input type="checkbox"/> Widowed		Dependents 0		<input type="checkbox"/> Married <input type="checkbox"/> Single <input type="checkbox"/> Divorced <input type="checkbox"/> Widowed		<input type="checkbox"/> Married <input type="checkbox"/> Single <input type="checkbox"/> Divorced <input type="checkbox"/> Widowed		Dependents 0	
<input checked="" type="checkbox"/> Own <input type="checkbox"/> Rent \$25 No. Yrs.		Present Address		<input type="checkbox"/> Own <input type="checkbox"/> Rent No. Yrs.		<input type="checkbox"/> Own <input type="checkbox"/> Rent No. Yrs.			
46, HUNTINGTON NY 11743 United States									
RESSES, IF LESS THAN TWO YEARS									
different from <input checked="" type="checkbox"/> Own <input type="checkbox"/> Rent No. Yrs.		Mailing Address, if different from Present Address		<input type="checkbox"/> Own <input type="checkbox"/> Rent No. Yrs.		<input type="checkbox"/> Own <input type="checkbox"/> Rent No. Yrs.			
46, HUNTINGTON NY 11743									
different from <input type="checkbox"/> Own <input type="checkbox"/> Rent No. Yrs.		Mailing Address, if different from Present Address		<input type="checkbox"/> Own <input type="checkbox"/> Rent No. Yrs.		<input type="checkbox"/> Own <input type="checkbox"/> Rent No. Yrs.			

Borrower		IV. EMPLOYMENT INFORMATION		Co-Borrower	
<input type="checkbox"/> Self Employed	Yes on this job	Employer	<input type="checkbox"/> Self Employed	Yes on this job	
ST NORWICH CSD STER BAY NY 11771 United	ID: 1			Yes employed in this line of work/profession	
From: 01/13/1996 To:	0	DATES EMPLOYED: From: To:			
of Business	Business Phone: (516) 634-6981	Position/Title/Type of Business		Business Phone	

YFERS IF LESS THAN TWO YEARS		Employer		Self Employed	
<input type="checkbox"/> Self Employed	Dates			Dates	
	Monthly Income			Monthly Income	
	\$			\$	
of Business	Business Phone	Position/Title/Type of Business		Business Phone	
<input type="checkbox"/> Self Employed	Dates	Employer	<input type="checkbox"/> Self Employed	Dates	
	Monthly Income			Monthly Income	
	\$			\$	
of Business	Business Phone	Position/Title/Type of Business		Business Phone	

V. MONTHLY INCOME AND COMBINED HOUSING EXPENSE INFORMATION						
	Borrower	Co-Borrower	Total	Combined Monthly Housing Expense	Present	Proposed
1	\$ 6,583.33	\$	\$ 6,583.33	Rent	\$	\$ 1,895.08
2				First Mortgage (P&I)		\$ 0.00
3				Other Financing (P&I)		\$ 91.67
4				Hazard Insurance		\$ 750.00
5				Rent Estate Taxes		\$ 0.00
6				Mortgage Ins. / LDPF		\$ 0.00
7				Homeowner Assn. Dues		\$ 0.00
8				Other Other Present		\$ 0.00
9	\$ 6,583.33	\$	\$ 6,583.33	Total	\$	\$ 2,736.75

borrower(s) may be required to provide additional documentation such as tax returns and financial statements.

INCOME Notice: Alimony, child support, or separate maintenance income need not be revealed if the Borrower (B) or Co-Borrower (C) does not choose to have it considered for repaying this loan.

VI. ASSETS AND LIABILITIES							
REAL ESTATE OWNED							
\$ Pending Sale, R = (Rental)	Type Of Property	Present Market Value	Amount of Mortgages & Liens	Current Rental Income	Mortgage Payments	Insurance, Maintenance, Taxes & Misc.	Net Rental Income
	RE ROAD, HUNTINGTON NY	\$	\$ 277,016.00	\$	\$ 2,126.00	\$	\$ -2,126.00
	Totals	\$	\$ 277,016.00	\$	\$ 2,126.00	\$	\$ -2,126.00

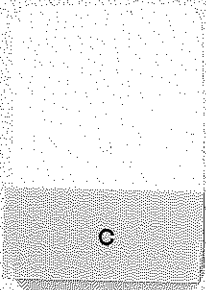
GAMES UNDER WHICH CREDIT HAS PREVIOUSLY BEEN RECEIVED		
Alternate Name	Creditor Name	Account Number

100% **RECYCLED**

and any applicable supporting schedules may be completed jointly by both married and unmarried Co-Borrowers if their assets and liabilities are so that the Statement can be meaningfully and fairly presented on a combined basis; otherwise separate Statements and Schedules for the Co-Borrower certain was completed about a non-applicant spouse or other person, this Statement and supporting schedules must be completed by that spouse or other person also.

Completed ☐ Jointly ☒ Not Jointly

ASSETS		Cash or Market Value	LIABILITIES		Monthly Payments & Fees Left to Pay	Unpaid Balance
Real Estate Purchase	\$		NASSAUEDUC	\$ Payment/Months	\$	
		1.00	Acct no. 51095041283	362.00		16,899.00
			CITASE	\$ Payment/Months	\$	
			Acct no. 426690201510	199.00		7,997.00
	\$	1.00	AMEX	\$ Payment/Months	\$	
			Acct no. 038894449013143312	55.00		2,716.00
			HSBC/BOISE	\$ Payment/Months	\$	
			Acct no. 17160110337	24.00		2,350.00
	\$		CITI	\$ Payment/Months	\$	
			Acct no. 5466160004522823	30.00		2,066.00
			CHUSSEARS	\$ Payment/Months	\$	
			Acct no. 504994017084	26.00		1,300.00
	\$		AMEX	\$ Payment/Months	\$	
			Acct no. -012256748019391011	8.00		387.00
				\$ Payment/Months	\$	
			Acct no.			
	\$			\$ Payment/Months	\$	
	\$		Acct no.			
				\$ Payment/Months	\$	
			Acct no.			
Cash value	\$			\$ Payment/Months	\$	
			Acct no.			
ASSETS	\$	1.00		\$ Payment/Months	\$	
	\$					
BRIEFING fund	\$		Acct no.			
(as) owned	\$			\$ Payment/Months	\$	
	\$		Acct no.			
				\$ Payment/Months	\$	
	\$		Acct no.			
			Alimony/Child Support/Separate Maintenance Payments Owed to:	\$		
			Job Related Expense (child care, union dues, etc.)	\$		
			TOTAL MONTHLY PAYMENTS	\$ 664.00		
TOTAL ASSETS =	\$	625,001.00	NET WORTH (a minus b)	\$	592,116.00	TOTAL LIABILITIES b \$ 32,885.00



FORM 1099-R

Distributions From Pensions, Annuities, Retirement or
Savings Plans, IRAs, Insurance Contracts, etc.

Page 1 of 2

1-800-523-1188

AN H DENKER-YOUNGS
V SHORE RD
HUNTINGTON NY 11743-2076

Form 1099-R is issued for each person who has
received a distribution from a profit-sharing or
retirement plan.

Contributor's Taxpayer Identification Number
XXX-XX-2227

PAYER'S name, street address, city, state, and ZIP code VANGUARD FIDUCIARY TRUST COMPANY P.O. BOX 1101 VALLEY FORGE PA 19482		1 Gross distribution \$ 44,222.41		OMB No. 1545-0119 2012 Form 1099-R		Distributions from Pensions, Annuities, Retirement or Profit-Sharing Plans, IRAs, Insurance Contracts, etc.
		2a Taxable amount \$ 44,222.41		Total distribution <input type="checkbox"/>		
		2b Taxable amount not determined <input type="checkbox"/>				
PAYER'S federal identification number 23-2186884		RECIPIENT'S identification number XXX-XX-2227		3 Capital gain (included in box 2a) \$ 0.00		COPY 1 For State, City, or Local Tax Department
RECIPIENT'S name (first, m., last), street address (including apt. no.), city, state, and ZIP code BRIAN H DENKER-YOUNGS 99 W SHORE RD HUNTINGTON NY 11743-2076		5 Employee contributions (Designated Roth contributions or insurance premiums) \$ 0.00		6 Net unrealized appreciation in employer's securities \$ 0.00		
		7 Distribution code 1		8 Other \$ 0.00		
		9a Your percentage of total distribution %		9b Total employee contributions \$ 0.00		
Amount allocable to RRR within 5 years 0.00		11 1st year of desig. Roth contrib.		12 State tax withheld \$ 0.00		13 State/Payer's state no. NY 232186884
Account Number 093656 2012 0000449237		14 State distribution \$ 44,222.41		15 Local tax withheld \$ 0.00		16 Name of locality
FROST & SULLIVAN 401(K) PLAN		17 Local distribution \$ 0.00				

FORM 1099-R
Department of the Treasury - Internal Revenue Service

PAYER'S name, street address, city, state, and ZIP code VANGUARD FIDUCIARY TRUST COMPANY P.O. BOX 1101 VALLEY FORGE PA 19482		1 Gross distribution \$ 44,222.41		OMB No. 1545-0119 2012 Form 1099-R		Distributions from Pensions, Annuities, Retirement or Profit-Sharing Plans, IRAs, Insurance Contracts, etc.
		2a Taxable amount \$ 44,222.41		Total distribution <input type="checkbox"/>		
		2b Taxable amount not determined <input type="checkbox"/>				
PAYER'S federal identification number 23-2186884		RECIPIENT'S identification number XXX-XX-2227		3 Capital gain (included in box 2a) \$ 0.00		COPY B Report this income on your federal tax return. If this form shows federal income tax withheld in box 4, attach this copy to your return
RECIPIENT'S name (first, m., last), street address (including apt. no.), city, state, and ZIP code BRIAN H DENKER-YOUNGS 99 W SHORE RD HUNTINGTON NY 11743-2076		5 Employee contributions (Designated Roth contributions or insurance premiums) \$ 0.00		6 Net unrealized appreciation in employer's securities \$ 0.00		
		7 Distribution code 1		8 Other \$ 0.00		
		9a Your percentage of total distribution %		9b Total employee contributions \$ 0.00		
Amount allocable to RRR within 5 years 0.00		11 1st year of desig. Roth contrib.		12 State tax withheld \$ 0.00		13 State/Payer's state no. NY 232186884
Account Number 093656 2012 0000449237		14 State distribution \$ 44,222.41		15 Local tax withheld \$ 0.00		16 Name of locality
FROST & SULLIVAN 401(K) PLAN		17 Local distribution \$ 0.00				

FORM 1099-R
Department of the Treasury - Internal Revenue Service

MARC GERBER ATTORNEY AT LAW, P.C.
IOLA - ATTORNEY ESCROW ACCOUNT
425 BROADHOLLOW RD STE 217
MELVILLE, NY 11747

1123

DATE 10/12/12

PAY TO THE ORDER OF Marc Gerber, Esq.

\$2,500.00

Two Thousand Five Hundred and 00/100

DOLLARS

Capital One Bank

CERNER

Marc Gerber

⑆001123⑆ ⑆0214079121752 72 39030⑆

6719

LAW OFFICE OF FREDERICK J. GIACHETTI, PC
CHASE ATTORNEY TRUST ACCOUNT
15 FAIRVIEW STREET
HUNTINGTON, NY 11743

CHASE
JPMorgan Chase Bank, N.A.
www.Chase.com
1-2-210

10/12/2012

PAY TO THE ORDER OF TITLELAND AGENCY INC

\$ 910.00

Nine Hundred Ten and 00/100

DOLLARS

[Signature]

AUTHORIZED SIGNATURE

ENCLOSURE DENKER 12-CMMC-69993
SALTOMAI 12-CMMC-69993

⑆006719⑆ ⑆021000021⑆ 907987697⑆

6711

LAW OFFICE OF FREDERICK J. GIACHETTI, PC
CHASE ATTORNEY TRUST ACCOUNT
15 FAIRVIEW STREET
HUNTINGTON, NY 11743

CHASE
JPMorgan Chase Bank, N.A.
www.Chase.com
1-2-210

10/12/2012

PAY TO THE ORDER OF FREDERICK J. GIACHETTI

\$ 885.00

Eight Hundred Eighty-Five and 00/100

DOLLARS

[Signature]

AUTHORIZED SIGNATURE

MEMO DENKER - YOUNGS 12-CMMC-89993

⑆006718⑆ ⑆021000021⑆ 907987697⑆

MARC GERBER ATTORNEY AT LAW, P.C.
IOLA - ATTORNEY ESCROW ACCOUNT
425 BROADHOLLOW RD STE 217
MELVILLE, NY 11747

1119

DATE 10/12/12

PAY TO THE ORDER OF Daniel Gale

\$ 9,100.⁰⁰

Nine Thousand One Hundred and 00/100

DOLLARS

Capital One Bank

Cecese

Mace

⑈001119⑈ ⑆021407912⑆752 72 39030⑈

MARC GERBER ATTORNEY AT LAW, P.C.
IOLA - ATTORNEY ESCROW ACCOUNT
425 BROADHOLLOW RD STE 217
MELVILLE, NY 11747

1120

DATE 10/12/12

PAY TO THE ORDER OF Cold Spring Harbor Realty

\$ 9,100.⁰⁰

Nine Thousand One Hundred and 00/100

DOLLARS

Capital One Bank

Cecese

Mace

⑈001120⑈ ⑆021407912⑆752 72 39030⑈

MARC GERBER ATTORNEY AT LAW, P.C.
IOLA - ATTORNEY ESCROW ACCOUNT
425 BROADHOLLOW RD STE 217
MELVILLE, NY 11747

1124

DATE 10/12/12

PAY TO THE ORDER OF David Cecese

\$ 22,755.⁰⁰

Twenty Two Thousand Seven Hundred Fifty Five and 00/100

DOLLARS

Capital One Bank

Cecese

Mace

⑈001124⑈ ⑆021407912⑆752 72 39030⑈

MARC GERBER ATTORNEY AT LAW, P.C.
IOLA - ATTORNEY ESCROW ACCOUNT
425 BROADHOLLOW RD STE 217
MELVILLE, NY 11747

1121

DATE 10/12/12

PAY TO THE ORDER OF The Law Agency Inc

\$ 1,820.⁰⁰

One Thousand Eight Hundred Twenty and 00/100

DOLLARS

OFFICIAL CHECK

11210108

citibank

Citibank, N.A.

PC# 00192 FAW 043
007-03 CR. Ser.#

\$10.00 ONE PIC
112101083 ***** 48,063.63 *****

DATE 10 / 12 / 13

PAY ****FORTY-EIGHT THOUSAND SIXTY-THREE AND 63/100 DOLLARS****

TO THE ORDER OF
LAW David Cernese****

NAME OF REMITTER Edward J Youngs and Brian Denker-Youngs
ADDRESS

Drawn: Citibank, N.A.

BY *James D. Mueck*
AUTHORIZED SIGNATURE

⑈112101085⑈ ⑈031100209⑈ 38762924⑈

112241026

02-20
311

OFFICIAL CHECK

citibank
Citibank N.A.

DATE 10/07/15

AMOUNT \$0.00

TO THE ORDER OF

112241026

PAY TO THE ORDER OF

TO THE ORDER OF

THE ORDER

NAME OF REMITTER

EDWARD J. MURPHY

ADDRESS

1000 PARK AVENUE

NEW YORK, NY 10022

Drawer: Citibank N.A.

BY *[Signature]*

AUTHORIZED SIGNATURE

02-20
311

[Signature]

112241026

10311002091

38752924

OFFICIAL CHECK

112241027

02-20
311

citibank
Citibank N.A.

DATE 10/07/15

AMOUNT \$0.00

TO THE ORDER OF

112241027

PAY TO THE ORDER OF

TO THE ORDER OF

THE ORDER

NAME OF REMITTER

EDWARD J. MURPHY

ADDRESS

1000 PARK AVENUE

NEW YORK, NY 10022

Drawer: Citibank N.A.

BY *[Signature]*

AUTHORIZED SIGNATURE

02-20
311

[Signature]

112241027


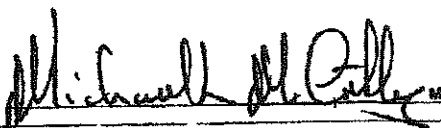
10311002091

38752924

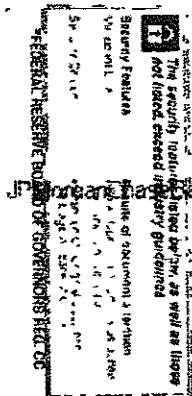
03-Feb-15

02Feb15-74

THIS ITEM IS PART OF A STATEMENT RECONSTRUCTION
 GROUP ID G02Feb15-74
 Sequence number 001480879961 Posting date 18-Sep-12 Amount 31000.00

	MICHAEL L. MCCARTHY, ESQUIRE	CAPITAL ONE BANK	001787
	WLA ACCOUNT SEVEN EAST CARVER ST. HUNTINGTON, N.Y. 11743	90-791/214	
		CHECK NO.	1787
		DATE	08/29/12
		AMOUNT	31,000.00
Thirty-one Thousand And 00/100 Dollars***			
PAY TO THE ORDER OF	BRIAN AND EDWARD DENKER-YOUNGS		

#001787# ⑆021407912⑆7824=01681=5⑆



091304 003880 93200036256

ENCLOSURE HERE
 For deposit only
Edward J Denker Youngs
Brian & Denker Youngs
869461480
 DO NOT WRITE, STAMP OR SIGN BELOW THIS LINE
 ADVISE US OF ANY CHANGES TO THIS LINE

MORTGAGE CONDITIONAL APPROVAL: CONDITIONS

April 25, 2012

Loan Number: 1118165989

EDWARD J DENKER-YOUNGS, BRIAN H DENKER-YOUNGS

TO MOVE TO THE NEXT STEP IN THE MORTGAGE APPROVAL PROCESS, WE NEED TO RECEIVE ADDITIONAL INFORMATION FROM YOU.

You have been conditionally approved. We've listed the conditions that need to be satisfied so that we can complete your application. You'll see what you need to take care of, what we'll do after we receive your information, and what other companies (such as title or appraisal companies) will provide.

You will need to gather and return the following:

We must receive all the necessary information before we can complete the processing of your application. (We've also enclosed a *Follow-up Checklist* for you to use that shows the same conditions you are responsible for meeting.)

- ☐ EDWARD DENKER-YOUNGS to provide a copy of HUD-1 Settlement Statement showing all liens for property pending sale will be satisfied and minimum net proceeds required to cover balance of borrower funds to close in the amount of \$191,599.00.
- ☐ Source of funds for deposit on purchase must be verified.
- ☐ BRIAN DENKER-YOUNGS to provide most recent 2 months statements for savings account with BETHPAGE FCU in the amount of \$10,000.00
- ☐ EDWARD DENKER-YOUNGS to provide most recent 2 months statements for checking account with BANK OF AMERICA in the amount of \$5,000.00
- ☐ EDWARD DENKER-YOUNGS to provide most recent 2 months statements for checking account with BETHPAGE FCU in the amount of \$1,000.00
- ☐ EDWARD DENKER-YOUNGS to provide most recent 2 months statements for savings account with BANK OF AMERICA in the amount of \$6,000.00
- ☐ BRIAN DENKER-YOUNGS to provide most recent 2 months statements for checking account with BANK OF AMERICA in the amount of \$50,000.00
- ☐ Provide a copy of HUD-1 Settlement Statement showing all liens for property pending sale will be satisfied and will cover balance of borrower funds to close.
- ☐ Obtain satisfactory 12 month mortgage payment history for all properties owned. Verify with a credit report, Verification of Mortgage or 12 months cancelled checks. If privately held note, obtain copy of note and copies of front and back of 12 months cancelled checks.
- ☐ EDWARD DENKER-YOUNGS to sign and date the Application Disclosure C5219NA.
- ☐ EDWARD DENKER-YOUNGS to sign and date the Loan Application (1003).
- ☐ BRIAN DENKER-YOUNGS to sign and date the Application Disclosure C5219NA.
- ☐ BRIAN DENKER-YOUNGS to sign and date the Loan Application (1003).
- ☐ Provide a signed Borrower Authorization Form at time of application.
- ☐ Provide most recent computer generated paystub for EDWARD DENKER-YOUNGS showing a minimum of 30 days' earnings.
- ☐ Provide most recent year W-2 for EDWARD DENKER-YOUNGS.
- ☐ Provide most recent computer generated paystub for BRIAN DENKER-YOUNGS showing a minimum of 30 days' earnings.

1118165989

Conditional Approval for Purchase
C5228P (6/11) (replaces 11/10)

201204254.0.0.0.4002-J20110209Y

Page 3 of 4

11181659891327



- ☐ Provide most recent year _____ for BRIAN DENKER-YOUNGS.
- ☐ All borrower(s) must complete, sign and date an IRS form 4506-T at time of application.
- ☐ All borrower(s) must complete, sign and date an IRS form 4506-T at time of closing.
- ☐ Provide completed and signed purchase contract with all amendments on subject property.
- ☐ Borrower to provide evidence of adequate homeowner's insurance coverage prior to closing.

We will obtain and review the following:

- No secondary (subordinate) financing is permitted.
- This loan must close on or before the Overall Document Expiration Date.
- Chase to perform a verbal verification of employment for borrower(s) within 10 business days of signing closing documents for each current employer reported on the loan application.

We will request the following from other companies:

- Obtain one interior/exterior appraisal form 1004/70.
- Obtain interior/exterior appraisal to establish value sufficient to support loan amount requested.
- Chase to review and approve the HUD-1 Settlement statement, prepared by the Settlement Agent before any fund can be disbursed.
- At closing, provide the borrower(s) with a finalized copy of the Fannie Mae 1003 application form.
- Title Commitment to be issued with no liens, judgments, or delinquent taxes against the property or Borrower(s).

IMPORTANT! Your Conditional Approval will expire on July 24, 2012. To move to the next step in the approval process, please return your information within 3 days.

Note: Approval is subject to receipt and verification of all documents provided to the satisfaction of Chase.



ESCROW POSSESSION AGREEMENT

Seller: Edward Youngs

Purchaser: Halley Kamp

Re: Premises: 99 West Shore Road, Huntington, NY 11743

Whereas, the Seller(s) and Purchaser(s) have agreed to close title; and

Whereas, the Seller(s) is (are) unable to deliver possession of the premises.

Now, Therefore, it mutually agreed between the parties as follows:

1. The Seller(s) does (do) hereby deposit with their attorney the sum of \$ 2,500.00 to be held in escrow on condition that the Seller(s) shall vacate and deliver possession of the premises on or before the 18 day of July, 2012, together with equipment and in the condition as stipulated in the Contract of Sale.
2. In the event the Seller(s) shall fail to vacate and deliver such possession on or before said date, the Seller(s) shall be charged at the rate of \$ 200.00, per day for each day after said date that the Seller(s) remain(s) in possession, to be paid out of said escrow. Should Seller(s) remain in possession beyond a date when the funds on deposit shall be adequate, then the Seller(s) shall pay such further sums to the Purchaser(s) as shall be required, and in addition, the Purchaser(s) shall have the right to commence summary proceedings against the Seller(s), in which case the Seller(s) shall be responsible for the reasonable attorney's fees of the Purchaser(s).
3. In the event the condition of the premises or equipment shall not be as required in the Contract of Sale, the Seller(s) shall be charged with the cost to replace or correct same, to be payable out of such escrow deposit, the balance to be returned to Seller(s), who shall remain liable for any deficiency.
4. Purchaser(s) shall have the right to inspect the premises prior to taking possession.
5. Escrow funds to be released on July 26, 2012 at 5:00 p.m., unless the attorney for Purchaser(s) advises the attorney for Seller(s) to the contrary prior to said time.

Dated: July 13, 2012

Edward Youngs
Edward Youngs, Seller

, Seller

Agreed To:

Halley Kamp
Halley Kamp, Purchaser

, Purchaser

I hereby acknowledge receipt of the sum of \$ 2,500.00, proceeds to be held in escrow pursuant to the foregoing provisions.

By: David B. [Signature]
Escrowee

CLEARANCE SHEET

Title Number: PY26813

NOTES:

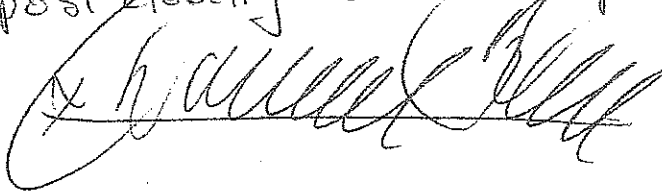
Title closer needs to get an affidavit from the seller that mortgage 1 is paid in full and closed and needs to get an attorney undertaking from the sellers attorney to follow up and obtain a satisfaction for mortgage 1 post-closing. See proofs attached. Proofs and affidavit (seller) and undertaking (sellers attorney) are ok with TG.

jason - 06-19-2012

7/13/12

I undertake to get a recordable

Satisfaction for mortgage #1 in Report
PY26813 post closing to title company within
30 days



DARRIN BERGER
631-271-2323

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF SUFFOLK

Index No. 14-16968

EDWARD JOHN DENKER-YOUNGS

Plaintiff,

-against-

STATEMENT OF NET WORTH
(DRL § 236)

BRIAN H. DENKER-YOUNGS

Defendant.

Date of commencement of action: 8/27/2014

(Complete all items, marking "NONE," "INAPPLICABLE" and "UNKNOWN," if appropriate)

STATE OF NEW YORK, COUNTY OF NASSAU SS.:

Edward John Denker-Youngs, the plaintiff herein, being duly sworn, deposes and says that the following is an accurate statement as of 10/20/14, of my net worth (assets of whatsoever kind and nature and wherever situated minus liabilities), statement of income from all sources and statement of assets transferred of whatsoever kind and nature and wherever situated:

I. FAMILY DATA

(a) Plaintiff's age: 48 Date of Birth: 2/13/1966 (c) Date married: 7/30/2011
 (b) Defendant's age: 34 Date of Birth: 12/26/1979 (d) Date separated or divorced: N/A

(e) Number of dependent children under 21 years: 0

(f) Names, dates of birth and ages of children:

(g) Custody of Children: N/A

(h) Minor children of prior marriage: N/A

(i) (Plaintiff) (Defendant) (paying) (receiving) \$ _____ as alimony (maintenance) and/or \$ _____ child support in connection with prior marriage

(j) Custody of children of prior marriage:

(k) Is marital residence occupied by: Plaintiff: ☐ Defendant: ☐ Both: ☒

(l) Plaintiff's present address: 33 Pennington Drive, Huntington, New York 11743

Defendant's present address: 33 Pennington Drive, Huntington, New York 11743

(m) Occupation of Plaintiff: Teacher

Occupation of Defendant: Executive

(n) Plaintiff employer: Oyster Bay-East Norwich School District

(o) Defendant's employer: Frost & Sullivan

(p) Education, training and skills (Include dates of attainment of degrees, etc.)

Plaintiff: MA 1991

Defendant: Associate's Degree

(q) Plaintiff's Health: Good

(r) Defendant's health: Poor

(s) Children's health: N/A

IV. ASSETS: (If any asset is held jointly with spouse or another, so state, and set forth your respective shares. Attach additional sheets, if needed.)

A. Cash Accounts

Cash	
1.1 a. Location	
b. Source of funds	
c. Amount	
TOTAL CASH:	

Checking Accounts

2.1 a. Financial institution	Bank of America
b. Account number	Ending 03181
c. Title holder	E. John Youngs/Matje G. Youngs
d. Date opened	
e. Source of funds	
f. Balance	\$2,177.00
2.2 a. Financial institution	Bank of America
b. Account number	Ending 6856
c. Title holder	Matje G. Youngs/E. John Youngs
d. Date opened	
e. Source of funds	Mother's account
f. Balance	\$19,104.57
2.3 a. Financial institution	Chase
b. Account number	
c. Title holder	Edward J. Denker-Youngs
d. Date opened	
e. Source of funds	
f. Balance	\$192.00
2.4 a. Financial institution	BFCU
b. Account number	
c. Title holder	Brian and Edward John Denker-Youngs
d. Date opened	
e. Source of funds	
f. Balance	\$318.16
2.5 a. Financial institution	Citigold
b. Account number	Ending 6073
c. Title holder	Matje G. Youngs/E. John Youngs
d. Date opened	
e. Source of funds	Mother's account
f. Balance	\$30,667.90
TOTAL CHECKING:	

Savings accounts (including individual, joint, totten trust, certificates of deposit, treasury notes)

3.1 a. Financial institution	Bank of America
b. Account number	Ending 4215
c. Title holder	E. John Youngs/Matje G. Youngs
d. Type of account	Savings
e. Date opened	
f. Source of funds	

g. Balance	\$351.57
3.2 a. Financial institution	NEFCU
b. Account number	Ending 41201
c. Title holder	E. John Youngs/Matje G. Youngs
d. Type of account	Savings
e. Date opened	
f. Source of funds	
g. Balance	\$242.78
3.3 a. Financial institution	BFCU
b. Account number	
c. Title holder	Brian and Edward John Denker-Youngs
d. Type of account	Savings
e. Date opened	
f. Source of funds	
g. Balance	\$72.00
3.4 a. Financial institution	Citigold
b. Account number	Ending 6073
c. Title holder	Matje G. Youngs/E. John Youngs
d. Type of account	
e. Date opened	
f. Source of funds	Mother's account
g. Balance	\$3,070.34
TOTAL SAVINGS:	\$3,736.69

Security deposits, earnest money, etc.

4.1 a. Location	
b. Title owner	
c. Type of deposit	
d. Source of funds	
e. Date of deposit	
f. Amount	

TOTAL SECURITY DEPOSITS, ETC.:

Other

5.1 a. Location	
b. Title owner	
c. Type of account	
d. Source of funds	
e. Date of deposit	
f. Amount	

TOTAL OTHER:**TOTAL CASH ACCOUNTS: \$56,196.32****B. Securities**

Bonds, notes, mortgages

1.1 a. Description of security	
b. Title holder	
c. Location	
d. Date of acquisition	
e. Original price or value	

debt	
c. Source of funds from which loan made or origin of debt	
d. Date payment(s) due	
e. Current amount due	
TOTAL LOANS AND ACCOUNTS RECEIVABLE:	
D. Value of interest in any business	
1.1 a. Name and address of business	Modern Divinities, LLC (D/B/A Long Island Chuppah)
b. Type of business (corporate, partnership, sole proprietorship or other)	LLC
c. Your capital contribution	Defendant's Business
d. Your percentage of interest	
e. Date of acquisition	
f. Original price or value	
g. Source of funds to acquire	
h. Method of valuation	
i. Other relevant information	
j. Current net worth of business	To be determined
TOTAL VALUE OF BUSINESS INTEREST:	
E. Cash surrender value of life insurance	
1.1 a. Insurer's name and address	Brother's Life Insurance Policy
b. Name of insured	
c. Policy number	
d. Face amount of policy	\$10,000.00
e. Policy owner	
f. Date of acquisition	
g. Source of funding to acquire	
h. Current cash surrender value	\$2,269.00
1.2 a. Insurer's name and address	Nationwide Financial
b. Name of insured	E John Youngs
c. Policy number	0042470840
d. Face amount of policy	\$48,027.54 (current net death benefit)
e. Policy owner	E John Youngs
f. Date of acquisition	
g. Source of funding to acquire	
h. Current cash surrender value	\$5,080.20
TOTAL VALUE OF LIFE INSURANCE:	\$7,349.20
F. Vehicles (automobile, boat, plane, truck, camper, etc.)	
1.1 a. Description	All vehicles leased
b. Title owner	
c. Date of acquisition	
d. Original price	


f. Source of funds	
g. Amount of unpaid liens	\$7,128.42
h. Current value	\$125,437.25
TOTAL VESTED INTEREST IN TRUSTS:	\$125,437.25 + value to be determined
I. Contingent interests (stock options, interests subject to life estates, prospective inheritances, etc.)	
1.1 a. Description	Matje G. Youngs Trust
b. Location	
c. Date of vesting	
d. Title owner	
e. Date of acquisition	Beneficiary upon death of grantor
f. Original price or value	
g. Source of funds to acquire	
h. Method of valuation	
i. Current value	Unknown
TOTAL CONTINGENT INTERESTS:	Unknown
J. Household furnishings	
1.1 a. Description	Contents of Marital Residence
b. Location	33 Pennington Drive, Huntington, New York 11743
c. Title owner	Briand and Edward John Denker-Youngs
d. Original price	
e. Source of funds to acquire	
f. Amount of lien unpaid	
g. Current value	Unknown
TOTAL HOUSEHOLD FURNISHINGS:	Unknown
K. Jewelry, art, antiques, precious objects, gold and precious metals (only if valued at more than \$500)	
1.1 a. Description	
b. Location	
c. Title owner	
d. Original price or value	
e. Source of funds to acquire	
f. Amount of lien unpaid	
g. Current value	
1.2 a. Description	
b. Location	
c. Title owner	
d. Original price or value	
e. Source of funds to acquire	
f. Amount of lien unpaid	
g. Current value	
TOTAL JEWELRY, ART, ETC.:	
L. Other (e.g., tax shelter investments, collections, judgments, causes of action, patents, trademarks, copyrights, and any other asset not hereinabove itemized)	
1.1 a. Description	
b. Location	
c. Title owner	

X. Other data concerning the financial circumstances of the parties that should be brought to the attention of the Court are:

The foregoing statements and a rider consisting of _____ page(s) annexed hereto and made part hereof, have been carefully read by the undersigned who states that they are true and correct.


EDWARD JOHN DENKER-YOUNGS, (Plaintiff)

Sworn to before me this 20th
day of October, 2014.


NOTARY PUBLIC

TIMOTHY J FALLON
Notary Public, State of New York
No. 02FA5253592
Qualified in Nassau County
Commission Expires March 28, 2018


SIGNATURE OF ATTORNEY

LOUIS F. SIMONETTI, JR.
ATTORNEY'S NAME (PRINT OR TYPE)

SIMONETTI & ASSOCIATES
144 WOODBURY ROAD
WOODBURY, NEW YORK 11797
516-248-5600

ATTORNEY'S ADDRESS & TELEPHONE
NUMBER

PROOF OF CLAIM STATEMENT

For the reasons outlined in the annexed Verified Complaint filed in the matrimonial proceedings pending in the New York State Supreme Court, Suffolk County in an action captioned: Edward John Denker-Youngs v. Brian H. Denker-Youngs, Index No. 14-16968 concerning the termination of the marriage between the Debtor and Mr. Youngs and all related issues. The claimant has an unliquidated claim in connection with the matrimonial action for equitable distribution and other property claims including, without limitation: i) the marital residence located at 33 Pennington Drive, Huntington, NY 11743; ii) separate property claim in the amount of \$161,000; iii) the distribution of retirement accounts in the aggregate amount of approximately \$52,000; iv) a claim for a loan against claimant's pension during the marriage in the approximate amount of \$10,000; v) payments made in connection with the upkeep of the marital residence, including, but not limited to, mortgage payments, property taxes, homeowner insurance, HELOC loan payments, LIPA bills, as well as payments for health and car insurance for the Debtor from October 2014 through December 2014 in the aggregate amount of approximately \$13,000; vi) repairs and other various expenses incurred in obtaining a Certificate of Occupancy for the pool house located on the marital residence, including, but not limited to, a survey, architect and an expeditor fee in the aggregate amount of approximately \$7,000; vii) a claim for wasteful dissipation of marital assets in the aggregate amount of approximately \$9,000; viii) payments by claimant to Debtor's business account from October 2014 to the present time in the approximate aggregate amount of \$2,600; and ix) related attorneys' fees in the amount of approximately \$7,000.

This claim is being filed without prejudice to, and with a reservation of all rights, claims and remedies provided to claimant in connection with the marital proceeding. The claimant further reserves the right to amend and/or supplement this proof of claim at any time and in any manner, and to file additional proofs of claim for additional claims, which may be based on the respective rights and obligations in connection with the matrimonial proceeding. The claimant further reserves, without limiting the generality of the foregoing, the right to amend and/or supplement the calculations of amounts owing to claimant. The claimant further reserves the right to file additional proofs of claim for administrative expenses, other claims entitled to priority, proofs of interest and proofs of claim against other parties.

The filing of this proof of claim shall not constitute a waiver or release of any of the claimant's rights, including, without limitations: (a) claimant's right against debtor or any other person, entity or property; (b) claimant's right to contest the jurisdiction of this Court with respect to the subject matter of this claim, any objection or other proceeding commenced with respect thereto or any other proceeding commenced in this case against or otherwise involving the claimant; claimant's right to move or withdraw the reference with respect to the subject matter of this claim or otherwise; and (d) claimant's election of remedies or choice of law.

Official Form 101 (04/13)

UNITED STATES BANKRUPTCY COURT Eastern District of New York

PROOF OF CLAIM

Name of Debtor:

Brian Denker

Case Number:

15-41069-CEC

NOTE: Do not use this form to make a claim for an administrative expense that arises after the bankruptcy filing. You may file a request for payment of an administrative expense according to 11 U.S.C. § 503.

Name of Creditor (the person or other entity to whom the debtor owes money or property):

Edward John Denker Youngs

COURT USE ONLY

Name and address where notices should be sent:
LaMonica Herbst & Maniscalco, LLP Attn: Jacquelyn S. Loftin, Esq.
3305 Jerusalem Avenue, Ste 201, Wantagh, NY 11793

☐ Check this box if this claim amends a previously filed claim.

Court Claim Number: _____
(if known)

Filed on: _____

Telephone number (516) 826-8500 email: jsl@lhmiafirm.com

Name and address where payment should be sent (if different from above):

Edward John Denker Youngs
33 Pennington Dr., Huntington, NY 11743

☐ Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of statement giving particulars.

Telephone number: _____ email: _____

Amount of Claim as of Date Case Filed: \$ Unliquidated

Full or part of the claim is secured, complete item 4.

Full or part of the claim is entitled to priority, complete item 5.

☐ Check this box if the claim includes interest or other charges in addition to the principal amount of the claim. Attach a statement that itemizes interest or charges.

2. Basis for Claim: equitable distribution and separate property claims
(See instruction #2)

3. Last four digits of any number by which creditor identifies debtor:

3a. Debtor may have scheduled account as:

(See instruction #3a)

3b. Uniform Claim Identifier (optional):

(See instruction #3b)

4. Secured Claim (See instruction #4)

Check the appropriate box if the claim is secured by a lien on property or a right of setoff, attach required redacted documents, and provide the requested information.

Name of property or right of setoff: ☐ Real Estate ☐ Motor Vehicle ☐ Other
Describe:

Value of Property: \$ _____

Annual Interest Rate: _____ % ☐ Fixed or ☐ Variable
(when case was filed)

Amount of arrearage and other charges, as of the time case was filed, included in secured claim, if any:

\$ _____

Basis for perfection: _____

Amount of Secured Claim: \$ _____

Amount Unsecured: \$ _____

5. Amount of Claim Entitled to Priority under 11 U.S.C. § 507 (a). If any part of the claim falls into one of the following categories, check the box specifying the priority and state the amount.

☐ Domestic support obligations under 11 U.S.C. § 507 (a)(1)(A) or (a)(1)(B).

☐ Wages, salaries, or commissions (up to \$12,475) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier - 11 U.S.C. § 507 (a)(2).

☐ Contributions to an employee benefit plan - 11 U.S.C. § 507 (a)(5).

Amount entitled to priority: \$ _____

☐ Up to \$2,775 of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. § 507 (a)(7).

☐ Taxes or penalties owed to governmental units - 11 U.S.C. § 507 (a)(8).

☐ Other - Specify applicable paragraph of 11 U.S.C. § 507 (a)(____).

* Payments are subject to adjustment on 4 (b) 16 and every 2 years thereafter with respect to cases commenced on or after the date of adjustment.

6. Credits. The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #6)

(Official Form 101 (04/13))

DEFINITIONS

Debtor
Debtor is the person, corporation, or other entity that has filed a bankruptcy case.

Creditor
Creditor is a person, corporation, or other entity to whom debtor owes a debt that was incurred before the date of the bankruptcy filing. See 11 U.S.C. § 541(c)(2).

Claim
A claim is the creditor's right to receive payment for a debt owed by the debtor on the date of the bankruptcy filing. See 11 U.S.C. § 501(5). A claim may be secured or unsecured.

Proof of Claim
Proof of claim is a form used by the creditor to declare the amount of the debt owed by the debtor on the date of the bankruptcy filing. The creditor must file the form with the clerk of the same bankruptcy court in which the bankruptcy case was filed.

Secured Claim Under 11 U.S.C. § 506 (a)
A secured claim is one backed by a lien on property of the debtor. The claim is secured so long as the creditor has the right to be paid from the property prior to other creditors. The amount of the secured claim cannot exceed the value of the property. Any amount owed to the creditor in excess of the value of the property is an unsecured claim. Examples of liens on property include a mortgage on real estate or a security interest in a car. A lien may be voluntarily granted by a debtor or may be obtained through a court proceeding. In some states, a court judgment is a lien.

A claim also may be secured if the creditor owes the debtor money (has a right to setoff).

Unsecured Claim

An unsecured claim is one that does not meet the requirements of a secured claim. A claim may be partly unsecured if the amount of the claim exceeds the value of the property on which the creditor has a lien.

Claim Entitled to Priority Under 11 U.S.C. § 507

(a)
Priority claims are certain categories of unsecured claims that are paid from the available money or property in a bankruptcy case before other unsecured claims.

Redacted

A document has been redacted when the person filing it has masked, edited out, or otherwise deleted certain information. A creditor must show only the last four digits of any social-security, individual's tax-identification, or financial-account number, only the initials of a minor's name, and only the year of any person's date of birth. If the claim is based on the delivery of health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information.

Evidence of Perfection

Evidence of perfection may include a mortgage, lien, certificate of title, financing statement, or other document showing that the lien has been filed or recorded.

INFORMATION

Acknowledgment of Filing of Claim

To receive acknowledgment of your filing, you may either enclose a stamped self-addressed envelope and a copy of this proof of claim or you may access the court's PACER system (www.pacer.nps.uscourts.gov/) for a small fee to view your filed proof of claim.

Offers to Purchase a Claim

Certain entities are in the business of purchasing claims for an amount less than the face value of the claims. One or more of these entities may contact the creditor and offer to purchase the claim. Some of the written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court or the debtor. The creditor has no obligation to sell its claim. However, if the creditor decides to sell its claim, any transfer of such claim is subject to FRBP 3001(e), any applicable provisions of the Bankruptcy Code (11 U.S.C. § 541 *et seq.*), and any applicable orders of the bankruptcy court.

From: koch glenn 701evan@gmail.com
Subject: G and G Pool Account
Date: November 17, 2014 at 8:35 AM
To: Rabbibrian@moderndivinities.com

To whom it may concern.

Please be advised all of the payments on the account of Brian Denker & John Young residing at 33 Pennington Dr Huntington NY 11743 for the 2014 pool season have up to this date of 11/17/14 been paid for by Mr Denker. Of the total balance of \$2264.00 \$1725.00 have been paid by Mr Denker. I tried on several occasions in the last two weeks to contact Mr Young regarding the balance of \$539.00 but he has never returned my phone call's or texts.

Thank You
Glenn Koch
Owner G and G Pools

Glenn Koch
11/17/14

Suffolk County Lock & Security Prof. Im
430 W Montauk Hwy
Lindenhurst NY 11757-5633

Brian Denker-Youngs
33 Pennington Dr
Huntington NY 11743-7122

03713
20 34



Invoice Date: 11/01/14
Customer Number: 1670

Invoice Number: 09005
Monitoring No: 56-9419

Due Date: 12/01/14
Amount Due: \$130.35

Suffolk County Lock & Security Prof. Im
430 W Montauk Hwy
Lindenhurst NY 11757-5633



Taxes at 8.625 %

10.35

Free Monitoring...2 Free Months w/ each Referred Install

*All Charges are Billed Quarterly for Service
 Provided From December 2014 Thru February 2015*

Please pay on or before December 01, 2014

\$ 130.35

For billing questions please call customer service at (631)957-2227

Sales Order

NO. 8558825 • 10/21/2014 • Page 2

418-1000 • 414 New York Ave • Huntington • NY • 11743 • www.applianceworldny.com

Created for:
Cust# 137497
Brian Denker-Youngs
33 Pennington Drive
Huntington, NY 11743
(516) 462-0895
bhdemker@gmail.com

Deliver to:
Cust# 137497
Brian Denker-Youngs
33 Pennington Drive
x- Woodchuck Hollow Road
Huntington, NY 11743

Follow Us On:  Twitter  Facebook applianceworldny.blogspot.com

Salesperson: Daniel Nathan • Ext • danny@applianceworld.org • _NONE

Brand	Model	Category	Serial #	Ref #	Color	ESC	Price
<i>pd Brian Youngs</i> <i>Chen card</i>					Your Price:		\$435.00
					Recycle Fees:		\$0.00
					Options:		
					Extended Service Plans:		\$0.00
					Sales Tax:		\$37.52
Estimated Delivery Date:						Total:	\$472.52

Notes:

TERMS AND CONDITIONS**MERCHANDISE:**

- All orders are subject to availability from the manufacturer.
- Products purchased are warranted by the manufacturer ONLY.
- DISCLAIMER OF WARRANTY. APPLIANCE WORLD OF HUNTINGTON, INC. ("APPLIANCE WORLD") HEREBY DISCLAIMS AND YOU HEREBY WAIVE ANY AND ALL OBLIGATIONS AND LIABILITIES OF THE COMPANY AND ALL OF YOUR RIGHTS, CLAIMS AND REMEDIES AGAINST THE COMPANY, WHETHER EXPRESSED OR IMPLIED, AND WHETHER ARISING BY LAW OR OTHERWISE INCLUDING, WITHOUT LIMITATION, IMPLIED WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, IMPLIED WARRANTIES ARISING FROM COURSE OF PERFORMANCE, COURSE OF DEALING AND USAGE OF TRADE, AND ANY AND ALL LIABILITY WITH RESPECT TO THE PRODUCTS PROVIDED BY THE COMPANY.**
- Display Models are sold "AS IS". The purchase of a Display Model CANNOT be cancelled and shall NOT be accepted for return, exchange or store credit. Display Models must be paid for in full at the time of purchase. Display models will be held for you for NINETY (90) days from the date of this order. After such date, you will be charged a storage fee in the amount of \$10.00 per day which shall be paid prior to delivery.
- If you cancel a product purchase order, you will be responsible for the payment of (i) a restocking fee in the amount of 25% of the purchase price of the product cancelled and (ii) a 3% credit card fee, if applicable. **CUSTOM ORDERS CANNOT BE CANCELLED.**
- Price protection guarantee - If, within thirty (30) days of the date of this order, you find the exact same item as you have ordered from Appliance World at a lower price elsewhere, Appliance World will refund to you one hundred fifteen percent (115%) of the price difference. See store for details.

PAYMENT:

- A deposit equal to 25% of the total order price (50% on custom orders) is required to order product(s) and to secure current pricing.
- ALL BALANCES MUST BE PAID IN FULL BY CHECK FIVE (5) BUSINESS DAYS PRIOR TO DELIVERY.**
- A maximum of \$1,500.00 toward your order may be accepted by credit card. Appliance World will not accept credit card payments over the telephone. A 3% credit card fee will be charged to you if you cancel this order.
- Upon payment of a \$500.00 non-refundable specification deposit (applicable toward the price of your product order), Appliance World will provide you or your contractor/designer with the product manufacturer's product specifications upon your request and be available to answer their questions to facilitate a seamless transaction.

VISA SIGNATURE

HUMAN
RIGHTS
CAMPAIGNBRIAN H DENKER
Account Number: 4313 0705 4041 4643
January 23 - February 20, 2013Account Information:
www.bankofamerica.com

Mail billing inquiries to:

Bank of America
P.O. Box 982235
El Paso, TX 79998-2235

Mail payments to:

Bank of America
P.O. Box 15019
Wilmington, DE 19886-5019

Customer Service:

1.800.421.2110

(1.800.346.3178 TTY)

New Balance Total\$5,029.65
 Current Payment Due\$50.00

Total Minimum Payment Due.....\$50.00
 Payment Due Date3/18/13

Late Payment Warning: If we do not receive your Total Minimum Payment by the date listed above, you may have to pay a late fee of up to \$35.00.

Total Minimum Payment Warning: If you make only the Total Minimum Payment each period, you will pay more in interest and it will take you longer to pay off your balance. For example:

Payment Amount	Time to Pay Off	Total Interest Paid
Only the Total Minimum Payment	24 years	\$12,737.97
\$184.71	36 months	\$6,649.56 (Savings = \$6,088.41)

If you would like information about credit counseling services, call 1-866-300-5238.

Previous Balance\$0.00
 Payments and Other Credits.....0.00
 Purchases and Adjustments4,982.32
 Fees Charged47.33
 Interest Charged.....0.00

New Balance Total\$5,029.65

Total Credit Line.....\$10,000.00
 Total Credit Available.....\$4,970.33
 Cash Credit Line\$4,000.00
 Portion of Credit Available
 for Cash\$4,000.00
 Statement Closing Date2/20/13
 Days in Billing Cycle2

Transaction Date	Posting Date	Description	Reference Number	Account Number	Amount	TR
01/30	01/31	Purchases and Adjustments DIRECT BUY MERCH HAUPPAUGE NY 035441	5946	4643	4,982.32	
						\$4,982.32
02/20	02/20	Fees CREDIT PROTECTION PLUS 800.942.1083 TOTAL FEES FOR THIS PERIOD	500A		47.33	
						\$47.33

18 0050296500005000000000000000004313070540414643

BANK OF AMERICA
P.O. BOX 15019
WILMINGTON, DE 19886-5019BRIAN H DENKER
99 W SHORE RD
HUNTINGTON NY 11743-2076

Account Number: 4313 0705 4041 4643

New Balance Total.....\$5,029.65
 Total Minimum Payment Due.....50.00
 Payment Due Date03/18/13

Enter payment amount \$

☐ Check here for a change of mailing address or phone numbers.
 Please provide all corrections on the reverse side.
 Mail this coupon along with your check payable to: Bank of America

⑆524022250⑆ 09400540414643⑈

Member Order History

Member : **John Denker-Youngs (1676585)**
 Current Center : **DirectBuy of Long Island [171]**
 Member Status : **Active**
 Expiration Date : **Sep 15, 2015**

my credit card

Order ID	Ordered	Order Amount	Status	Status Date	Vendor
0171-502479	Jan 30, 2013	4982.3800	Closed at Center	Mar 18, 2013	Galaxy Granite & Marble Inc. (51782)
0171-501645	Dec 29, 2012	73.2100	Closed at CSC	Mar 06, 2013	Daltile - Zone 4 (6251)
0171-501412	Dec 17, 2012	225.3500	Closed at CSC	Feb 13, 2013	Daltile - Zone 4 (6251)
0171-500796	Nov 24, 2012	2448.7500	Closed at CSC	Dec 13, 2012	Steam Planet Corporation (6060)
0171-500579	Nov 19, 2012	1607.6500	Closed at CSC	Jan 30, 2013	Grohe (7020)
0171-500393	Nov 13, 2012	210.0900	Closed at CSC	Dec 19, 2012	Broan / Nutone (6520)
0171-500394	Nov 13, 2012	2104.5200	Closed at CSC	Nov 20, 2012	LG Appliances (7071)
0171-500376	Nov 12, 2012	11440.1200	Closed at CSC	Dec 19, 2012	Brookwood Direct (5924)
0171-500388	Nov 12, 2012	1130.6900	Closed at CSC	May 01, 2013	Daltile - Zone 4 (6251)
Total Order Amount		24222.7		Order Count	9

CITI

ATM/Debit Card: XXXX-XXXX-XXXX-9817

As of 10-20-2014 21:46 EDT

SERVICES Check Details

Account

Basic Checking: 5160

Check

324

Post Date

10/16/2014

Amount

\$ 363.00



BRIAN H. DENKER
33 PENNINGTON DRIVE
HUNTINGTON, NY 11743-7122

10/16/14

324

Pay to the order of

PSE+G

Date 10/3/14

citibank

CITIBANK N.A. BR #102
230 MAIN STREET
HUNTINGTON, NY 11743

Memo 33 Pennington

60210000896 9987065160 0324

Three Hundred Sixty Three \$ 363.00
Bri H. J. Young



10/03/14 093302 070 4019 KeyLife
883659 + 1 NGRND -01744008727
Credit the account of the person named payee
Without prejudice PEG-REGUL US -563565758<

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11/1/15

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11/1/15

THE MEYERS LAW GROUP, PC.
Attorneys at Law
55 Elm Street
Huntington, New York 11743
(631) 784-7722

Brian H. Denker-Youngs
P.O. Box 156
Huntington, New York 11743

October 31, 2014
10237-1

Matter No. 10237-1
Denker-Youngs V. Denker-Youngs

Fees:

			Hours	
10/09/14	DM	Opened file/litigation support.		250.00
10/09/14	NM	Meeting with client; prepare letter to prior attorney enclosing Consent to Change Attorney for his signature.	1.25	531.25
10/09/14	NM	Prepare Consent to Change Attorney.	0.25	106.25
10/10/14	NM	Prepare letter to opposing attorney enclosing Consent to Change Attorney and issues; review client e-mail and attachment.	0.25	106.25
10/14/14	NM	Prepare letter to Court to file Retainer Agreement; review client e-mail and reply regarding address of husband in new credit report.	0.35	148.75
10/14/14	JD	Left message for client.	0.10	0.00
10/14/14	JD	Telephone call with client.	0.60	225.00
10/15/14	NM	Prepare Demand for Electronic Media, Demand Pursuant to 22 NYCRR Section 202.16, CPLR Section 3101 for Expert Witness and Other Disclosure, Notice of Discovery and Inspection for Electronic Devices and Notice of Discovery and Inspection with proofs of service.	1.00	425.00
10/15/14	NM	Review of client's e-mail of October 15, 2014 to his prior counsel; review of client's e-mail of	0.70	297.50

Matter No. 10237-1
Denker-Youngs V. Denker-Youngs

October 31, 2014
Page 2

October 15, 2014 re: Statement of Net Worth and economic crimes update; prepare letter to opposing attorney re: no response to our letter of October 10, 2014; telephone call with opposing attorney regarding status.

10/15/14	DAN	Telephone call from client re: copies of Orders of Protection needed.	0.10	17.50
10/16/14	NM	Prepare letter to opposing attorney enclosing discovery documents.	0.25	106.25
10/16/14	JG	Telephone call from client re: case status.	0.10	17.50
10/16/14	DM	Telephone call with client re: obtaining old file and other issues.	0.10	17.50
10/16/14	DAN	Draft Statement of Net Worth.	2.00	350.00
10/17/14	DAN	Continue drafting Statement of Net Worth.	4.00	700.00
10/20/14	DAN	Review client file for exhibits for Order to Show Cause; telephone call to client.	0.60	105.00
10/20/14	NM	Draft Affidavit and Affirmation in Support of Pendente Lite expenses and review all of client's records and files.	5.00	2,125.00
10/21/14	NM	Letter to the Court to file the Consent to Change Attorney and the Notice of Appearance; review e-mail from client with discovery documentation; review e-mail from client with additional financial documentation.	0.75	318.75
10/21/14	NM	Prepare Notice of Appearance with proof of service; telephone call with opposing attorney re: Court dates.	0.50	212.50
10/21/14	JD	Telephone call with client.	0.60	225.00
10/22/14	NM	Prepare Verified Answer.	0.50	212.50
10/22/14	NM	Review client's e-mail of October 22, 2014 re: e-mail communication John sent on February 10,	0.10	42.50

Subject: RE: Demand for Discovery
From: "Deborah A. Nicastro" <dn@bestnewyorkdivorce.com>
Date: 11/18/2014 9:58 AM
To: Rabbi Brian Denker-Youngs <rabbibriand@moderndivinities.com>
CC: Natasha Meyers <nm@bestnewyorkdivorce.com>

Good morning, Brian. Yes, you can come by and drop off the discovery documents. I have 2:30 today available, if that works for you. Otherwise, just call the office and I will set up a time for you to come in.

Thank you for reorganizing everything and putting them in order according to opposing counsel's discovery demand.

Debbie

Deborah A. Nicastro
Paralegal

THE MEYERS LAW GROUP, P.C.

55 Elm Street

Huntington, New York 11743

Tel: (631) 784-7722

Fax: (631) 659-3330

www.bestnewyorkdivorce.com

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From: Rabbi Brian Denker-Youngs [mailto:rabbibriand@moderndivinities.com]
Sent: Tuesday, November 18, 2014 9:02 AM
To: Front Desk; Deborah A. Nicastro
Subject: Demand for Discovery

Good morning Debbie and Donna

Demand for Discovery

Subject: Demand for Discovery

From: Rabbi Brian Denker-Youngs <rabbibriand@moderndivinities.com>

Date: 11/18/2014 9:01 AM

To: "fd@bestnewyorkdivorce.com" <fd@bestnewyorkdivorce.com>, "Deborah A. Nicastro" <dn@bestnewyorkdivorce.com>

Good morning Debbie and Donna

I reorganized the statements and bills within my possession and access into folders labeled and numbered according to counsel's rider. Did you want me to drop this off before heading to see my aunt for the week in Florida?

Unfortunately repairs on the internet at the house have not been done because John continues to refuse to provide me or anyone (including the technician) proper access and login to configure settings. Optimum requires John's approval for them to enfage me as i was removed from the account Nov 6.

I do have some bills to drop off as John hasn't returned phone calls apparently for an overdue balance that I had to pay in addition to be parently needed oil this week so I had to outlay an extra thousand dollars on top of several other expenses.

Please let me know when would be good to drop off the remaining items; I hope you guys are keeping warm.

- Brian